CLERK'S OFFICE U.S. DIST. COURT AT ROANOKE, VA FILED

## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

SEP 2 0 2016

JULIAG ANDLEY, CLERK	
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ANN M. RUCKER,	)
Plaintiff,	) ) ) Civil Action No. 7:15-cv-00148
v.	)
CAROLYN W. COLVIN,	) ) By: Michael F. Urbanski
Commissioner of Social Security,	) United States District Judge
Defendant.	)
	ODDED

## **ORDER**

This social security disability appeal was referred to the Honorable Robert S. Ballou, United States Magistrate Judge, pursuant to 28 U.S.C. § 636(b)(1)(B), for proposed findings of fact and a recommended disposition.

For the reasons set forth in the accompanying memorandum opinion, the Magistrate Judge's report and recommendation, ECF No. 24, is **ADOPTED** in its entirety, Rucker's motion for summary judgment, ECF No. 14, is **GRANTED** in part, and the Commissioner's motion for summary judgment, ECF No. 16 is **DENIED**. This case is **REMANDED** to the Commissioner pursuant to 42 U.S.C. § 405(g) for further consideration consistent with this opinion.

It is so **ORDERED**.

Entered: 09/20/2016
(s/Michael F. Urbanski

Villa III III

Michael F. Urbanski United States District Judge